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8 UNITED STATES DISTRICT COURT  
9 NORTHERN DISTRICT OF CALIFORNIA  
10

11 WILLIAM J. WHITSITT,  
12 Plaintiff,

Case No.: C08-02139 BZ

13 v.

14 DEPUTY SHERIFF WHEATFALL, BADGE  
#429; DEPUTY SHERIFF A. GARTH, BADGE  
# 1340; UNNAMED POLICE OFFICER;  
15 CENTRAL TOWING & TRANSPORT; COUNTY  
OF ALAMEDA, SHERIFF'S DEPARTMENT;  
16 CITY OF DUBLIN POLICE SERVICES;  
UNNAMED DEFENDANTS

17 Defendant.  
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**DEFENDANT COUNTY OF ALAMEDA'S  
DECLINATION TO PROCEED BEFORE A  
MAGISTRATE JUDGE AND REQUEST  
TO BE REASSIGNED TO A UNITED  
STATES DISTRICT COURT JUDGE**

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21 REQUEST FOR REASSIGNMENT TO A UNITED STATES DISTRICT JUDGE.  
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1 Defendants DEPUTY WHEATFALL, DEPUTY GARTH, COUNTY OF ALAMEDA  
2 SHERIFF'S DEPARTMENT; and CITY OF DUBLIN POLICE SERVICES, ("County Defendants")  
3 hereby decline to proceed before a Magistrate Judge, and request reassignment of the case to  
4 a United States District Judge.

5  
6 DATED: July 17, 2008

RICHARD E. WINNIE  
County Counsel in and for the County of  
Alameda, State of California

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8  
9 By 

DIANE C. GRAYDON  
Deputy County Counsel  
Attorneys for Defendants

DECLARATION OF SERVICE

William J. Whitsitt v. Deputy Sheriff Wheatfall, et al.

Case No. C08-02139 BZ

I, Sandra Walker, declare that:

I am a citizen of the United States, over the age of 18 years and not a party to the within entitled action. I am employed at the Office of the County Counsel, County of Alameda, 1221 Oak Street, Suite 450, Oakland, California 94612-4296.

On July 18, 2008, I served the following document:

**DEFENDANT COUNTY OF ALAMEDA'S DECLINATION  
TO PROCEED BEFORE A MAGISTRATE JUDGE AND  
REQUEST TO BE REASSIGNED TO A UNITED STATES  
DISTRICT COURT JUDGE**

on the following parties:

William J. Whitsitt  
335 W. Clover Road  
Tracy, CA 95376

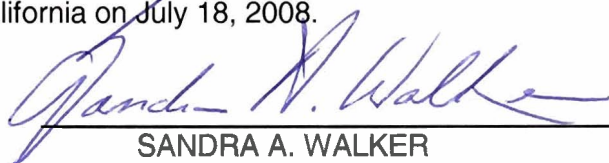
☒ BY MAIL: I caused true and correct copies of the above document(s) to be placed and sealed in an envelope (or envelopes) addressed to the addressee(s) with postage thereon fully prepaid, and I further caused said envelope(s) to be placed in the United States mail, in the City of Oakland, California.

☐ BY FACSIMILE: I caused a copy (or copies) of such document(s) to be sent via facsimile transmission to the office(s) of the addressee(s).

☐ BY PERSONAL SERVICE: I caused true and correct copy (or copies) of the above document(s) to be placed and sealed in an envelope (or envelopes) addressed to the addressee(s) and I caused such envelope(s) to be delivered by hand on the office(s) of the addressee(s).

☐ BY FEDERAL EXPRESS: I caused true and correct copy (or copies) of the above document(s) to be placed and sealed in an envelope (or envelopes) addressed to the addressee(s) and I caused such envelope(s) to be delivered to Federal Express for overnight courier service to the office(s) of the addressee(s).

I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed at Oakland, California on July 18, 2008.

  
SANDRA A. WALKER